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6 IN THE UNITED STATES DISTRICT COURT
7
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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10 E.C. PHILLIPS, III,

No. C 12-1533 SI

11 Plaintiff,

**ORDER ADOPTING REPORT AND
RECOMMENDATION AND
DISMISSING CASE WITHOUT
PREJUDICE FOR FAILURE TO
PROSECUTE**

12 v.

13 THE COUNTY OF SONOMA,


14 Defendant.
15 _____/

16 On July 26, 2012, Chief Magistrate Judge Maria-Elena James issued a Report and
17 Recommendation stating that plaintiff failed to file an opposition to defendant's pending motion to
18 dismiss, failed to comply with Court orders and deadlines, and failed to respond to an Order to Show
19 Cause. The Report and Recommendation recommends that this case be dismissed pursuant to Federal
20 Rule of Civil Procedure 41(b) for failure to prosecute and failure to comply with the Court's deadlines
21 and orders. Pursuant to Federal Rule of Civil Procedure 72, objections to the Report and
22 Recommendation were due by August 9, 2012. No party has filed an objection.

23 The Court has reviewed the docket and agrees that dismissal is appropriate. Accordingly, the
24 Court ADOPTS the Report and Recommendation and DISMISSES this case without prejudice. All
25 pending motions are DENIED AS MOOT.

26 **IT IS SO ORDERED.**

27 Dated: August 16, 2012

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SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE